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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/511,539	10/18/2004	Masahiro Nakanishi	0033-0956PUS1	2317

2292 7590 08/12/2008  
BIRCH STEWART KOLASCH & BIRCH  
PO BOX 747  
FALLS CHURCH, VA 22040-0747

EXAMINER
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LAY, MICHELLE K

ART UNIT	PAPER NUMBER
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2628

NOTIFICATION DATE	DELIVERY MODE
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08/12/2008

ELECTRONIC

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

mailroom@bskb.com

<b>Examiner-Initiated Interview Summary</b>	<b>Application No.</b> 10/511,539	<b>Applicant(s)</b> NAKANISHI, MASAHIRO	
	<b>Examiner</b> MICHELLE K. LAY	<b>Art Unit</b> 2628	

**All Participants:**

(1) MICHELLE K. LAY.

(2) Catherine Voisinnet.

**Date of Interview:** 31 July 2008

**Status of Application:** Final

(3) \_\_\_\_.

(4) \_\_\_\_.

**Time:** 1pm

**Type of Interview:**

☒ Telephonic

☐ Video Conference

☐ Personal (Copy given to: ☐ Applicant ☐ Applicant's representative)

Exhibit Shown or Demonstrated: ☐ Yes ☐ No

If Yes, provide a brief description: \_\_\_\_\_.

**Part I.**

Rejection(s) discussed:

Claims discussed:

Prior art documents discussed:

*Kashiwagi (5,850,206)*

**Part II.**

SUBSTANCE OF INTERVIEW DESCRIBING THE GENERAL NATURE OF WHAT WAS DISCUSSED:

*See Continuation Sheet*

**Part III.**

☐ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview directly resulted in the allowance of the application. The examiner will provide a written summary of the substance of the interview in the Notice of Allowability.

☐ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview did not result in resolution of all issues. A brief summary by the examiner appears in Part II above.

/Michelle K. Lay/  
Examiner, Art Unit 2628

(Applicant/Applicant's Representative Signature – if appropriate)

Continuation of Substance of Interview including description of the general nature of what was discussed: Examiner requested interview due to inheriting the case from previous examiner (Almus Jankis). No record was found for the reasons why previous examiner agreed to withdraw finality (09/27/2007). Applicant reiterated that the primary reference (Kashiwagi) fails to teach a complexity means as recited in the independent claims and previous examiner had agreed. Also the grounds of the final office action (09/27/2007) was changed concerning NON-amended claims. Further, limitations of new and amended claims (06/11/2007) were not addressed. Current examiner has agreed to withdraw finality and issue a new non-final office action after further search and consideration.